



Senate

General Assembly

January Session, 2005

File No. 15

Senate Bill No. 979

Senate, March 3, 2005

The Committee on Public Health reported through SEN. MURPHY of the 16th Dist., Chairperson of the Committee on the part of the Senate, that the bill ought to pass.

AN ACT CONCERNING INDOOR TANNING.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective October 1, 2005*) (a) As used in this
2 section:

3 (1) "Consumer" means any individual who (A) is provided access to
4 a tanning facility in exchange for a fee or other compensation, or (B) in
5 exchange for a fee or other compensation, is afforded use of a tanning
6 device as a condition or benefit of membership or access;

7 (2) "Operator" means an individual designated by the tanning
8 facility to control operation of the tanning facility and to instruct and
9 assist the consumer in the proper operation of the tanning device;

10 (3) "Tanning device" means any equipment that emits radiation
11 used for tanning of the skin, such as a sunlamp, tanning booth or
12 tanning bed that emits ultraviolet radiation, and includes any
13 accompanying equipment, such as timers or handrails; and

14 (4) "Tanning facility" means any place where a tanning device is
15 used for a fee, membership dues or other compensation.

16 (b) Any operator who, knowing that a person is under sixteen years
17 of age or under circumstances where such operator should know that a
18 person is under sixteen years of age, allows such person to use a
19 tanning device without the written consent of a parent or guardian
20 shall be fined not more than one hundred dollars. Such fine shall be
21 payable to the municipal health department or health district for the
22 municipality in which the tanning facility is located.

23 (c) Any municipal health department established under chapter
24 368e of the general statutes, and any district department of health
25 established under chapter 368f of the general statutes, may, within its
26 available resources, enforce the provisions of this section.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2005	New section

PH *Joint Favorable*

The following fiscal impact statement and bill analysis are prepared for the benefit of members of the General Assembly, solely for the purpose of information, summarization, and explanation, and do not represent the intent of the General Assembly or either House thereof for any purpose:

OFA Fiscal Note

State Impact: None

Municipal Impact:

Municipalities	Effect	FY 06 \$	FY 07 \$
Various Municipalities	Revenue Gain	Potential Minimal	Potential Minimal

Explanation

A minimal revenue gain to local health departments/districts may result from the collection of fines of up to \$100 from tanning facility operators who allow persons under age sixteen to use a tanning device without the written consent of a parent or guardian. It is anticipated that municipal governments will undertake enforcement activities to the extent that local resources allow.

OLR BILL ANALYSIS

SB 979

AN ACT CONCERNING INDOOR TANNING**SUMMARY:**

This bill prohibits a tanning facility operator from allowing a person under age 16 to use a tanning device without the written consent of the person's parent or guardian. Under the bill, a "tanning device" is any equipment emitting radiation used for tanning, such as a sunlamp, tanning booth, or tanning bed emitting ultraviolet radiation. It includes any accompanying equipment, such as timers or handrails. A "tanning facility" is any place charging a fee, membership dues, or other compensation to use a tanning device. An "operator" is the person the facility designates to control its operation and instruct and assist consumers in the proper use of the tanning device.

The bill imposes a fine of up to \$100 on a facility operator who allows a person to use a tanning device when the operator knew or should have known the person was under age 16 and consent was not obtained. It authorizes municipal and district health departments to enforce the bill, within available resources, with any fines payable to them.

EFFECTIVE DATE: October 1, 2005

COMMITTEE ACTION

Public Health Committee

Joint Favorable Report

Yea 23 Nay 0